

MINUTES
HAMILTON COUNTY BOARD OF COMMISSIONERS

MAY 24, 2010
Commissioners Courtroom
One Hamilton County Square
Noblesville, Indiana

The Commissioners met in Executive Session in Conference Room 1A at 12:25 p.m. President Dillinger called the public session to order at 1:02 p.m. declaring a quorum present of Commissioner Christine Altman, Commissioner Steven C. Dillinger and Commissioner Steven A. Holt. Dillinger led the Pledge of Allegiance.

Approval of Minutes

Altman moved to approve the minutes of May 10, 2010 and May 18, 2010. Holt seconded. Motion carried unanimously.

Executive Session Memoranda

Altman moved to approve the Executive Session Memoranda of May 24, 2010. Holt seconded. Motion carried unanimously.

BID OPENING

Rental of 4-H Storage Buildings

Mr. Mike Howard opened the bid(s) for the rental of the Hamilton County 4-H Storage Buildings. One bid was received from Thomas A. Mills, Cherokee Lane in Noblesville. The bid amount is \$8,027.00 with a cashier's check in the amount of \$500 included. Altman moved to accept and award the bid to Thomas Mills. Holt seconded. Motion carried unanimously.

HIGHWAY BUSINESS

Agreements/Supplements

AT&T Utility Agreement for Monon Greenway over 146th Street

Mr. Jim Neal requested approval of a reimbursable utility agreement, HCHD #M-10-0028, with AT&T for relocation of utilities for the Monon Greenway over 146th Street. This is a federal aid project with the agreement split 80/20 in a not to exceed amount of \$191,388. The relocation has to be done due to foundations of the structure and their easement pre-dates the trail. Altman stated their easement does not pre-date the trail because it was under litigation at the same time as the trail. That fiber optic line was laid without an easement and Altman recommended looking at this. The line was put in after the rail was pulled, they did not have an easement from the railroad or the adjoiners. It was the same class action suit as with the Monon Trail on almost every segment, it may be different at this crossing but it does not pre-date the trail. They laid it first without permission. Neal stated the City of Carmel did have to pay to relocate the line in their segment. Holt moved to table. Altman seconded. Motion to table carried unanimously.

[2:15:28] Neal reported he found an Affidavit stating that AT&T Corporation has fiber optic facilities situated on the described property per an agreement with CSX to be in the Railroad Right-of-Way in Hamilton County Indiana, in or near the Cities of Westfield and Carmel. The agreement was signed in May, 1986 for a period of 25 years with renewal options. Due to the confidentiality clause the agreement cannot be shared with outside parties. Howard stated if this was all of our money going in to buy the interest he would be very suspect, 20% is local money with a small amount of the 20% being county funds. The funding to relocate the utilities is in the project budget. Altman stated the agreement with CSX was after they pulled their tracks, that is why there was litigation. Howard stated Carmel condemned away any potential diversionary rights south of 146th Street. Altman stated that was just for Carmel, there was separate litigation on the AT&T thing but she does not recall the outcome. Altman stated if this will not hold up the project we should investigate it, regardless of whose money it is. Neal stated there is a certain amount of documentation that has to be turned in this week to hold the September bid letting date. Altman stated she does not mind approving it subject to if we can hold off for additional information and revoke it later if we have to. This is not worth jeopardizing the project.

[2:30:23] Neal reported that since this is not a roadway project we will have to pay for utilities in right of way, not in easement because of the way the State law is written. Howard stated we have concluded that no matter how weak this document is that because it is not a road project we will have to pay to move the utilities. Altman moved to approve the relocation agreement subject to verification that it is necessary by the county engineer. Holt seconded. Motion carried unanimously.

Road Closure

216th Street Road Closure

Neal requested approval of a Revised Road Closure request for 216th Street over John Owen Drain in Jackson Township for installation of Small Structure #32002. The road closure date will be on or after June 2, 2010 with anticipated opening date of August 1, 2010. Holt moved to approve. Altman seconded. Motion carried unanimously.

MONON TRAIL OVER 146TH STREET

Title Sheet

Neal requested the Commissioners approve and sign the Title Sheet for the Monon Trail over 146th Street project. All documents are being submitted in preparation of a September letting. Altman moved to approve. Holt seconded. Motion carried unanimously.

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Right of Way Certification

Neal requested approval of the Right of Way Certification for the Monon Trail over 146th Street project. Holt moved to approve. Altman seconded. Motion carried unanimously.

PROJECT ACCEPTANCE

104th Street and Olio Road

Neal requested approval of the INDOT (Indiana Department of Transportation) Report of Contract Final Inspection and Recommendation for Acceptance for the project at 104th Street and Olio Road. Altman moved to approve. Holt seconded. Motion carried unanimously.

BID AWARD

106th Street and Ditch Road Roundabout

Neal requested amending the agenda to award the bid for Ditch Road and 106th Street Roundabout. Altman moved to amend. Holt seconded. Motion carried unanimously.

Neal recommended the bid for the 106th Street and Ditch Road Roundabout be awarded to Calumet Civil Contractors, Inc. in the amount of \$522,000 with an engineer's estimate of \$566,500. Altman so moved. Holt seconded. Motion carried unanimously.

FLOOD STUDY

Flood Study

Altman asked Davis whom he would recommend be invited to the meeting with EMA (Emergency Management Agency) the Parks Department and Riverview Hospital on the flood study regarding SR 32, SR 38 and SR 19? Mr. Brad Davis recommended contacting Duane Myers; Davis will take care of the invitation.

SALT BIDS

Salt Bids for 2010-2011

Davis recommended the road salt bid for 2010-2011 be awarded to Cargill in the amount of \$72.77 per ton. Holt moved to approve. Altman seconded. Motion carried unanimously.

ADOPT-A-MEDIAN PROGRAM

Adopt-A-Median Program

Davis requested approval of the Adopt-A-Median Program dated May 24, 2010. A landscape plan has to be approved by the county if they want to do more than mow and pick up trash. If they sub-contract the work the county will have to approve the contractor. Altman asked if they have to be bonded and insured? Davis stated that is not included in the policy. Holt asked what can be done without irrigation? Davis stated they can plant trees, shrubs and flowers but they would have to water them. Holt asked if you want people going out and watering the medians? Davis stated yes, if they are maintaining the median. Holt stated he drove 116th Street east to Brooks School Road and it was spectacular, but they are all irrigated. Holt is not sure we want people crossing two to three lanes of traffic with a sprinkling can, how will they water? What can we put out there that does not need water? Altman stated as soon as we let people adopt a median we have opened the door and she would rather say you have adopted the median you are at your own risk. Holt stated they will not do anything meaningful without water. Howard stated the City of Noblesville is going through the same thing; there is a landscaping budget but no funds to pay for the labor to take care of the landscaping so currently it will continue to be grass and whatever trees are already there. Holt stated if you can't water you do a rockscape and do we want that? Davis stated no, he has excluded hardscapes in the agreement. Altman asked if once the plants are established will they continue to need water? We would not plant trees in medians if they had to be watered. Holt stated once the subdivision sells out, who will maintain it, the homeowners association (HOA)? Davis stated he does not know, once this is set up it is renewable on an annual basis. Dillinger asked if other counties are doing this? Davis stated Marion County is and other counties are doing this throughout the country. Dillinger stated he understands Holt's concerns but we can be cautious. Altman concurred and moved to approve. Dillinger seconded. Altman and Dillinger approved. Holt opposed. Motion carried.

ANNUAL HIGHWAY DEPARTMENT REPORT

2009 Annual Highway Department Report

Davis requested approval of the 2009 Annual Highway Department Report. Altman moved to approve. Holt seconded. Motion carried unanimously.

ANNOUNCEMENTS

96th Street and Towne Road Roundabout

Davis reported the Indianapolis City-County Council approved the interlocal agreement for 96th Street and Towne Road Roundabout. The project will move forward

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Summer Highway Maintenance Schedule

Davis reported the highway department's road maintenance staff will begin the summer schedule of four (4) 10 hour days on June 7, 2010.

Olio Road Corridor Presentation

Davis reported the Olio Road Corridor presentation was scheduled for today but due to illness the consultant will make that presentation at the June 14, 2010 meeting.

Riverwalk

Davis has met with Butler Fairman regarding the Riverwalk and they will be forwarding construction costs for the county's portion, including a walkway on the south side of Logan Street, lighting and landscaping. They will assist with the federal aid application. The City of Noblesville will also submit an application for federal aid.

U.S. 31 Update

Davis presented an update on the U.S. 31 corridor:

- January 2011 letting for the intersection of SR 38 and US 31
- February 2011 letting for the widening of the 146th Street bridge structure
- Within the next two (2) years the work thru 151st Street will begin
- 116th Street and 106th Street intersections will not be started until 2014 or 2015. They want to do alternating intersections with two intersections closed at the same time. INDOT would like to get 146th Street completed first because it is a major carrier of traffic.

Holt asked if it is subterranean in Carmel? Altman stated INDOT has committed to depress as much as they could with the water tables. There is no where along that corridor where they committed to pump. To depress it to the extent Carmel wanted they would have had to pump at certain interchanges and INDOT would not do that even though Carmel committed to cover the costs.

ISSD

Desktop Computers

Mr. Chris Mertens requested permission to purchase 133 desktop computers. No desktop computers have been purchased in the last couple of years. Currently there are approximately 190 desktop computers that are out of warranty. The majority of those are at least six (6) years old with some being eight (8) years old. The failure rate on those is becoming higher and if one fails it takes at least one hour to get a back-up machine (with basic software and e-mail) in place for the user. If parts are ordered it takes a couple of days for the parts to arrive and then an additional day to build the machine with all of the software that the user had. We are also having issues with GIS and the new Computronix software where we will get to a point where we need newer machines to run the software we have. A plan has been put together to replace PC's as well as laptops on a regular basis. Normally we have ordered machines with four (4) year warranties and we would like to have a five (5) year replacement schedule on desktop PC's and four (4) year replacement schedule on laptops. This is the first step in this replacement cycle. We are ordering small amounts of PC's with the quotes being approximately \$700 per PC. When they are grouped together and we order a total of 150 PC's the cost came down to \$589 per PC which is a \$120 savings by ordering more at once. This will get us back on a rotation schedule and will cut down on lost productivity and cut down on ISSD staff time for replacing the machines. Altman stated the Assessor's office lost two PC's last week, their payroll went down and two days later another PC went down. We are getting to the point that we have stretched the machines as far as we can stretch them. Mertens stated another issue we will begin having is Windows XP, what we currently have across the county, is coming to its end of life. Microsoft does not plan on releasing any more service packs, they do continue to support it through 2014 but once that time period hits we will have to do something and we can not run a newer operating system on some of our current machines. There are currently 147 machines that are not able to be upgraded to even Vista, which is the predecessor to Windows 7. Altman moved to approve the request. Holt seconded. Holt stated he has heard criticisms of major corporations that follow the scheduled replacements that they are being wasteful and perfectly good machines are eliminated. Holt fully embraces what Mertens is saying as logical but the flip side of that makes you subject to criticism, what can be done to minimize that? Mertens stated one of the things that has been done on the server side is the virtualization, which is the first step and entry point into virtualization. Desktop virtualization is something they would like to utilize in the EMA (Emergency Management Agency) situations. Even if we have the machines in place in five (5) years, we should be able to do some desktop virtualization. At that point it does not require as much hardware and we can continue to benefit from machines that are in place. Machines that are eight years old and have power supplies that are failing would not be feasible for the desktop virtualization. Three years from now we will begin desktop virtualization, we are currently not ready. We will look at each machine and take the ones that have useful life, repurpose them and trickle them down to make sure the absolute oldest machines are pushed out. Holt confirmed that Mertens is not requesting approval of an across the board replacement program? Mertens stated yes, the total order is for 150 PC's with 17 of those for the Sheriff's office. Motion carried unanimously.

Email Retention Policy

Altman stated almost every public entity has been non-compliant with email retention. Email is a public record and is becoming more problematic with requests. The ISS Board and Commissioners have approved and implemented an email retention software but now a retention policy needs to be adopted. The ISS Board has determined we need to start the immediate retention of all email with a retention time of five (5) years. This is a county email system, be careful

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what you do, do not use it for personal use as it is a public record. The ISS Board adopted a five year retention period, initially until we receive additional guidance, and start the archiving what is in your mailbox within 60 days. Altman requested approval of this policy so we can start and then they will go before the Hamilton County Public Records Commission in September 2010 to obtain formal approval. Howard stated he has been in discussions of segregation of things that are truly confidential with the biggest being HIPAA (Health Insurance Portability and Accountability Act) issues. Howard asked Mertens if we have moved toward segregating those from public records requests? Mertens stated they don't have a way to flag those emails; we could give each office their own retention schedule if the end result with working with the State and the policy would be that. The software gives the attorney or department head the ability to search through emails via keywords and review that mail and you can flag what is exported at that point. All of the emails are captured but it will be up to whoever is fulfilling that request to determine whether that is a valid record that should be given over to the public. Howard stated he is worried about someone requesting any and all records that the county has and medical records are the records we could get in a lot of trouble if they are produced; at one time we discussed those records being exported into a separate retention file along with the other confidential records? Mertens stated the only way to segregate out any email is if you could identify it as it was sent or received into the mail server, he does not know how you would be able to identify every HIPAA email that was sent or received. Howard stated the person that sent it or received it would have an affirmative duty to flag it. Altman stated we can mark messages now, is there another option within our current system that Sheena uses for everything or the attorney's office uses that is confidential? Mertens stated there are two separate issues, the archive software that is going to capture the email with the exchange server; the archiver server will be configured with a journaling feature and it will capture everything that is sent or received. At that point it does not look at content, it is by user so if someone requests an email between a Commissioner and myself, everything else can be excluded down to just these two people and it will pull up those emails. If someone asks for all records and you want to present them everything, that is different. Howard asked that someone think about this because when we receive a big global request and someone will say they spent 5,000 man hours pulling the HIPAA stuff out because they are at risk of going to jail. The only thing he is asking is that this may be an area where a little bit of segregation on the archiving on the front end may save hours of time. Mertens asked how much HIPAA information do we send through email, that is not a safe form of transmission. Howard stated that may be the bigger question. Mertens stated he is not familiar with all of the open record laws in Indiana but if your example of spending 5,000 man hours to comb through all that mail, the person that made the request could be charged with their time. Howard stated he thinks it is only the cost of reproducing the record, not the man hours. It is part of our affirmative duty as a governmental entity to do that. This is huge money we need to be thinking of on the front end. Mertens stated if we are sending any HIPAA information through email it should be stopped immediately. Holt asked if we should consider an ordinance stating such? *Altman moved to proceed with the archiving software. Holt seconded. Motion carried unanimously. Holt moved to ask Howard, Mertens and Randall to review our HIPAA stance and bring back a recommendation at the next meeting. Altman asked that the Auditor be included.* Mertens clarified that the first motion is to turn the archiving software on for a retention period of five years, do you want to use June 1st as a start date? Altman stated the sooner the better. Mertens asked if an email should go out to county staff to remind them of the email policy? Altman stated that would be a good thing to remind them that their emails will now last for at least five years. Holt recommended sending that notice monthly. *Motion carried unanimously.*

Dillinger stated his emails come through his business email, how does that affect this? Mertens asked if people send it to the county email address and then is forwarded to your business email? Dillinger replied some times. Mertens stated if it comes to the county first it will be captured as it comes into the county system. If they sent it directly to his business address then it will not be captured unless it comes from a county email address. Holt asked if a citizen sends an email to the county address and the system forwards it to his business address does the reply to the citizen get captured? Mertens stated no, it does not go back through the county system. Holt stated in the archiving the question will come in and there will be no corresponding response. Altman stated she thinks you will be opening your personal email up to a possible search. Howard stated one of the problems when it comes through the county system and if it is replied to through a personal email address, the public record is by official, your private emails on public matters, which may not be subject to the retention policy, are public records.

UNSAFE STRUCTURE

11490 Trails End Drive, Fishers

Mr. Chuck Kiphart stated the owner; Michael J. Barnett, of the property located at 11490 Trails End Drive, Fishers, Indiana in Delaware Township has proposed an additional 60 days to take care of the property. Holt moved to extend it to 45 days. Dillinger seconded. Motion carried unanimously.

ZONING ORDINANCE AMENDMENTS

Amendments to Zoning Ordinance 3/19/90

Kiphart requested approval of the proposed amendments to the Hamilton County Zoning Ordinance 3/19/90. The Hamilton County Plan Commission approved the Commissioner's recommendation on the language changes to Article 17-A Section 2-d making the alternate appointments specific to one regular member with the other change in Article 18-C Section 1-k-(2) simplified by stating that no paving would be required for all uses with ten (10) or less required parking spaces. Holt moved to approve. Altman seconded. Motion carried unanimously.

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RADIO TOWER

Sprint Request to be placed on New Radio Tower

Mr. Dave Helton, Agent for Sprint, stated Sprint has a need for cellular service north of Noblesville and have proposed collocation on the new Sheriff's tower located at 18161 Presley Drive, Noblesville. Sprint proposed leasing an antenna location at 120' and a 15'x15' area for Sprint's base station equipment. Sprint would pay Hamilton County \$1,500 per month with an annual 3% escalation. The lease would be for an initial term of five (5) years with Sprint's option to renew for 5x5 year renewal terms. Altman asked if they have reviewed the sizing of the equipment on the tower? Helton stated no, they have spoken with JDH, who built the tower, and they said the tower specifications are for four (4) carriers between the 100' to 150' elevation. Altman stated it is dependent on the weight of the proposed cabling, have any specs been provided on the equipment? Helton stated no, but they can. Dillinger asked how did they come up with the lease amount? Helton stated this is what they pay all tower companies to collocate on their towers. Altman asked if they would be interested in doing this with no renewal options or with a negotiated renewal option? Helton stated they have a 3% annual escalator. Altman stated we probably will not be interested in tying this up for 30 years without renegotiation or the ability to take Sprint off the tower. Are you interested in doing this contract without a guaranteed 5 x 5? Helton responded they would have to have at least 10 years because of the investment, after that it is negotiable. To place antennas on the tower for five years is not advisable, they become an antique part of their network and they don't like to go off towers. We could look at an initial term of 10 years and negotiable after that. He would have to discuss this with Sprint's legal department. Altman stated this contract as proposed would probably not be accepted and would be in their best interest to look at what your requirements are to give us an idea to see if we are interested. Altman informed Helton that Dan Stevens will be the county's point of contact and she will also be the other contact for negotiation. Howard suggested Helton provide what their prices are on other towers in this geographic entity when he meets with Stevens, we have a duty to taxpayers to make sure we are not leasing our facilities below market rates. Altman stated we need to look at public safety first and then what else we use the tower for. Helton asked if there is a minimum years in mind? Altman suggested what kind of load they are proposing to put on the tower and then go from there.

COMMISSIONER COMMITTEE REPORTS

GIS Committee

Altman reported the GIS Committee just met. We are building our own tax software program. There are six (6) phases and we are currently in Phase 4 with hoping to be in the final phase in November or December 2010, which is running the billing program with full certification from the State by the end of 2010. Everyone involved in the project is very complimentary of the vendor and remain very excited with the product.

UASI

Altman and Sheriff Carter met with Mr. Straub, Marion County Public Safety Director and Joe Wainscott of the Indiana Department of Homeland Security to iron out issues with respect to the Urban Area Security Initiative (UASI) Grant and how regional we need or want to be with that program and our surrounding counties. They will meet again this week.

Insurance Committee

Dillinger presented an update on the new medical provisions. Starting in 2011 W-2 tax forms will include the value of the insurance premium. Title 9 Revenue Provisions Subtitle A Revenue Offset Provisions requires employers to include in the W-2 Form of each employee aggregate costs of applicable employer sponsored group health coverage. This excludes employees' gross income. Dillinger stated he has not confirmed this information.

ATTORNEY

96th Street US 421 Economic Development Area & Thomson Consumer Electronics TIF District

Resolution 05-24-10-1, Approving the Amendment to the Redevelopment Plan for the 96th Street-US 421 Economic Development Area

Altman moved to adopt Resolution 05-24-10-1. Holt seconded. Motion carried unanimously.

Resolution 05-24-10-2, Approving the Issuance of Bonds and Bond Anticipation Notes

Altman moved to adopt Resolution 05-24-10-2. Holt seconded. Motion carried unanimously.

Resolution 05-24-10-3, Approving and Adopting Interlocal Agreement with City of Carmel

Altman moved to adopt Resolution 05-24-10-3. Holt seconded. Motion carried unanimously.

Resolution 05-24-10-4, Approving the Amendment to the Redevelopment Plan for the Thomson Consumer Electronics, Inc. Economic Development Area

Altman moved to adopt 05-24-10-4. Holt seconded. Motion carried unanimously.

Indianapolis Water Company

Holt moved to approve the transfer of the asset formally known as the Indianapolis Water Company or Waterworks to Citizens Gas. Altman seconded. Motion carried unanimously.

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Liability Trust Claims

Altman moved to authorize the Auditor to transfer from the Liability Trust Fund the amount of \$143,000 into the ASC checking account to cover the settlement and payment costs for liability issues to be reimbursed back into the liability trust fund from insurance proceeds. Holt seconded. Motion carried unanimously.

Altman moved to approve Liability Trust claims. Holt seconded. Motion carried unanimously.

- Drewry Simmons Vornehm in the amount of \$8,050.88 for litigation expenses.
- Michael A. Howard in the amount of \$5,655.55 for itemized services.

HUMAN RESOURCES

Short Term Disability Rates

Ms. Sheena Randall requested approval of the 2010 Short Term Disability Rates. Currently employees pay \$9.19 per pay period; the new rate will increase to \$9.46 per pay period. Altman moved to approve. Holt seconded. Holt asked why would it increase when the pay has not increased? Randall stated the disability is totally funded by the employee so when they receive the benefit it is without taxation. It is calculated by the total amount of claims divided by the number of employees divided by the number of pay periods in one year. The county does not pay anything. Holt asked why did it increase? Randall stated it is based on claims and administrative fees. Holt stated everybody pays because someone had a claim? Randall replied everyone that is in the plan. The rate has stayed pretty steady and most people pay more than this and have to pay taxes on it. Motion carried unanimously.

INShape Program

Randall reported 48 employees participated in the INShape Weight Loss Challenge and more employees were coming for information. A total of 306 pounds was lost with at least one employee that has come off medications due to the improvement in their health status. A walking group has been formed that walks every Thursday after work.

Riverview Hospital has proposed extending their services:

Proposal #1 – Employee Wellness Day Goal of August 19, 2010.

- Bi-Weekly weight checks and walking group through August 19th
- 30 minute walk with Riverview Hospital Wellness Coordinator to provide motivation and review weight loss information and tools given during initial program
- Continue weight loss competition by employer matching the prize money totaling \$480 for the top 3 participants with greatest percentage of weight loss as done originally. Recognizing the winner at Wellness Day Event with either a monetary award or one day off.

Fees for Service \$120.00

Proposal #2 – Six Month Maintenance

- Monthly weight checks and walking group for next six months.
- 30 minute walk with Riverview Hospital Wellness Coordinator to provide motivation and review weight loss information and tools given during initial program.
- Continue weight loss competition by employer matching the prize money totaling \$480 for the top 3 participants with greatest percentage of weight loss as done originally.

Fees for Service - \$120.00

Altman and Holt would like to continue the program. Randall recommended the bi-weekly weigh-ins through August 19th. Holt so moved. Altman seconded. Motion carried unanimously.

Health Reform Information

Randall presented a written summary of upcoming changes from the Health Reform Act with the first beginning June 21, 2010 which establishes a re-insurance program, including counties, for up to 80% of the cost of providing insurance to retirees that are between the ages of 55-64, their spouses and their dependents. The Fund will reimburse claims in excess of \$15,000 and below \$90,000. Randall is working with Meritain on this program.

Most of the other amendments will begin in September 2010 with implementation the beginning of January 2011. The Affordable Care Act requires plans and issuers that offer coverage to children on their parents' plan to make the coverage available until the adult child reaches the age of 26. They do not need to be a student and can be married and we still have to cover them.

Holt stated the Governor announced this will cost billions for the State of Indiana; will there be costs to Hamilton County other than the 26 year old issue? Randall replied yes, in September we will no longer be allowed to have lifetime caps for anyone, we will have to cover immunizations at 100%. Holt asked if Meritain has quantified that? Randall stated no. Dillinger stated we are just getting bits and pieces of information now. Holt asked how is this going to fit into our budget reductions? Dillinger stated when we gave the insurance numbers we told them they were subject to the Health Care Reform.

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DIRECTOR OF ADMINISTRATION

[2:20:55]

Janus Van Title Paperwork

Mr. Dan Stevens requested the President's signature on the title paperwork for three (3) new vans being purchased by Janus for the Hamilton County Express System.

Riverview Hospital Board of Directors Meeting

Stevens will coordinate the annual dinner meeting with the Riverview Board of Trustees with a potential date of August 23, 2010.

National Conference of Weights & Measures

Stevens reported that Cary Woodward has requested permission to attend the National Conference of Weights and Measures scheduled for July 11-15 in St. Paul, Minnesota. Altman and Holt thought we had passed a policy that there is no out of state travel, the answer is no.

Noblesville Schools Common Wage Committee

Steven reported Mr. Jack Hittle has requested Kevin Brinnegar be appointed to the Noblesville Schools Common Wage Committee. Holt moved to approve. No second, motion dies. Holt moved to appoint Dale Snelling. Altman seconded. Motion carried unanimously.

Indiana Association of County Commissioners

Stevens asked to confirm who will be attending the Indiana Association of County Commissioners East Central District meeting on June 15th in Richmond, Indiana. Altman asked to be registered.

Blast on the Bridge

Stevens stated the Blast on the Bridge (Geist July 4th Fireworks) remains under tabled items and he thought it had been taken care of. Ms. Kim Rauch stated it remains tabled until the county highway department provided information on what was agreed to in the past. Davis stated he gave that information to Stevens. Rauch replied that information was not presented on the record. Davis will check on it.

Evacuation Drill

Stevens reported he met with Alan Farley, Mike Hendricks and Dan Papineau regarding the practice evacuation drill.

Detective's Move to Jail Annex

Stevens will meet with Major Bowen and Captain Uhrick this week to discuss the investigator's move to the Jail Annex.

Budget Numbers Summary

Stevens reported he has given a revised summary of the budget numbers to the Auditor. We are within \$191,000 of reaching the \$4.7 million in budget cuts for 2011.

Library Survey

Dillinger stated the Hamilton East Library has asked that they be allowed to survey county employees thru e-mail regarding libraries in Hamilton County. Holt moved to approve. Altman seconded. Motion carried unanimously.

SHERIFF

Sheriff Reserve Unit

Sheriff Carter reported over the last several years they have rebuilt the Sheriff's Reserve Program. In 1982 an ordinance was passed authorizing the formation of the Reserve Unit. In 2009 the Reserves worked about 20,000 hours. There are three layers of Reserve Officer – Road Qualified Reserve, Auxiliary Reserve and Volunteer Reserve. Carter requested the ordinance be amended as follows:

1. Section 36-8-3-20(b) Membership is amended to read that the maximum number of members of the reserve is fifty (50).
2. Section 36-8-3-20 (c) Gasoline allowance is hereby repealed and shall be deleted from the code of ordinance.

Altman moved to approve Ordinance 5-24-10-A, An Ordinance Amending Ordinance #9-20-82 Revising the Structure of the Hamilton County Sheriff's Reserve Unit. Holt seconded. Motion carried unanimously.

Protest at Judicial Center

Carter reported Judge Felix found a Facebook page, set up by Carmel High School students trying to set up a protest rally this Friday at 12:30 pm in downtown Noblesville protesting the charges filed in the Carmel Basketball Players case. Carter asked if the Commissioners require they approve this gathering? Dillinger replied yes, it has always been a requirement. Altman stated she does not know how we can control what happens on public property. Howard stated they have the right to protest as long as they stay in a public area. They can not block entrances or obstruct traffic. Carter will stay in touch with Stevens as they hear more about this possible event.

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Noblesville, Indiana

Out of School Suspension Program

Carter reported Judge Nation has asked about the possibility of using the old community corrections training room for the Out of School Suspension Program, they are being removed from their current location at the old Conner Elementary School with Noblesville Schools selling the building. Right now the room is not programmed for anything. Stevens stated there are no bathroom facilities in the immediate area. Holt moved to make the old community corrections space available if Carter and Stevens determine it is feasible. Altman seconded. Motion carried unanimously. Discussion of an alternate location was held with the Commissioners determining the space in the Juvenile Center being vacated by the detectives would also be appropriate. Carter stated Steve Wood (Buildings & Grounds Director) has planned on closing that room to save on utilities, but he will speak with Wood. Holt moved to allow one or the other location if acceptable for all concerned. Altman seconded. Motion carried unanimously.

AUDITOR

Liability Trust Claim

Ms. Robin Mills requested approval of a Liability Trust Claim payable to Aim Right in the amount of \$1,039.00. Altman moved to approve. Holt seconded. Motion carried unanimously.

Acceptance of Bonds/Letters of Credit – Drainage Board

Holt moved to accept Bonds and Letters of Credit for the drainage board. Altman seconded. Motion carried unanimously.

- HCDB-2010-00019 – Western Surety Company Performance Bond No. 70919936 for spray brush control on selected county drains in the amount of \$3,808.
- HCDB-2010-00019 – Western Surety Company Payment Bond No. 70919936 for spray brush control on selected county drains in the amount of \$3,808.

Clerk of the Court Monthly Report

Holt moved to approve the monthly report of the Clerk of the Circuit Court dated April 30, 2010. Altman seconded. Motion carried unanimously.

Treasurer's Monthly Report

Holt moved to approve the monthly report of the County Treasurer dated April 30, 2010. Altman seconded. Motion carried unanimously.

Payroll Claims

Holt moved to approve payroll claims for the period May 3-16, 2010 paid May 28, 2010. Altman seconded. Motion carried unanimously.

Vendor Claims

Holt moved to approve vendor claims to be paid May 25, 2010. Altman seconded. Motion carried unanimously.

BAKER DONNELSON CONTRACT

Lobbyist Contract

Altman reported the Baker Donnelson Lobbyist contract is up for renewal and has been accepted by the Hamilton County Port Authority and will be accepted by CIRT (Central Indiana Regional Transit Authority) and she does not know about Noblesville. Altman moved to extend the contract for an additional year. Holt seconded. Motion carried unanimously.

Holt moved to adjourn. Altman seconded. Motion carried unanimously.

Commissioner Correspondence

Westfield Washington Public Library Update on Space Needs

IDEM Notice of Exempt Operation Status Decision

SMC Corporation – Noblesville

IDEM Notice of Sanitary Sewer Permit Application

Chapel Woods, Section 4 – Noblesville

Deer Path, Section 11 – Noblesville

The Ridge, Section 2B – Noblesville

IDEM Notice of Sanitary Sewer Construction Permit Application

Brighton Knoll, Section 3 – Noblesville

Commerce Drive Sewer Extension – Carmel

Reading Tree Park – Carmel

Certificate of Liability Insurance

JDH Contracting

MINUTES
HAMILTON COUNTY BOARD OF COMMISSIONERS

MAY 24, 2010
Commissioners Courtroom
One Hamilton County Square
Noblesville, Indiana

Present

Christine Altman, Commissioner
Steven C. Dillinger, Commissioner
Steven A. Holt, Commissioner
Robin Mills, Chief Deputy Auditor
Dan Stevens, Administrative Assistant to Commissioners
Kim Rauch, Administrative Assistant to Auditor
Michael Howard, Attorney
Doug Carter, Sheriff
Brad Davis, Highway Director
Jim Neal, County Highway Engineer
Joel Thurman, Highway Project Engineer
Amber Emery, Administrative Assistant to Engineer
Brandi Wariner, Highway Public Service Representative
Matt Knight, Highway Bridge Program Engineer
Faraz Khan, Highway Staff Engineer
Kathy Howard, Highway Department Administrative Manager
Chuck Kiphart, Hamilton County Plan Commission
Chris Mertens, ISSD
Dave Helton, Sprint
Sheena Randall, Human Resources Director
Bob Davis, Highway Superintendent
Eric Becker, City of Westfield/HCLA
Becki Wise, USI
Floyd Burroughs, FEBA
Betty Crossland, NISBenefits/HCLA

APPROVED
HAMILTON COUNTY BOARD OF COMMISSIONERS

ATTEST

Dawn Coverdale, Auditor